

**UNITED STATES BANKRUPTCY COURT**  
**WESTERN DISTRICT OF TENNESSEE WESTERN DIVISION**

In Re:

JAMES BRITT DOWNING,

Debtor(s)

Case No. 00-24610-DSK

Chapter 13

**CERTIFICATE OF SERVICE**

The undersigned party, attorney for a party, or agent therefor certifies that on this 11th day of July, 2000, copies of the documents identified below were mailed or hand-delivered to the parties listed.

DOCUMENTS SERVED:

An order of the Court captioned Consent Order Regarding Home Mortgage To Mid State Trust IV and entered on the docket July 10, 2000.

STATE MS.-DESOTO CO.  
FILED

JUL 13 8 34 AM '00

BK. 1 PG. 512  
W.E. LAYTON CLK.

  
BEVERLY RAY OWENS #7949

Attorney at Law

On behalf of Mid State Trust IV

3201 - 100 N. Main Bldg

Memphis, TN 38103

(901) 525-7581

NAMES AND ADDRESSES OF ENTITIES SERVED:

James Britt Downing, 11396 High Rd., Hernando, MS 38632

J. W. Vaughan, Jr., Attorney, 230 E. Goodman Rd., Bldg. 3, Ste 570, Southaven, MS 38671-1721

George W. Stevenson, Trustee, 200 Jefferson Ave., Ste. 1113, Memphis, TN 38103

Mid State Trust IV, PO Box 31601, Tampa, FL 33631-3601

And all others on attached matrix

UNITED STATES BANKRUPTCY COURT  
WESTERN DISTRICT OF TENNESSEE, WESTERN DIVISION

IN RE:

JAMES BRITT DOWNING,

DEBTOR

UNITED STATES BANKRUPTCY COURT  
WESTERN DIVISION  
FILED

JUL 10 2008

JED G. WEINTRAUB  
CLERK OF COURT  
WESTERN DISTRICT OF TENN. CHAPTER 13

CASE NO. 00-24610-DSK

CONSENT ORDER REGARDING HOME MORTGAGE TO  
MID STATE TRUST IV

Come now the debtor and Mid State Trust IV, by and through their respective attorneys of record, and agree and consent as follows:

1. Mid State Trust IV hereby withdraws its Motion to Dismiss Debtor's Plan for Improper Venue.
2. The parties agree that in the event the debtor becomes more than 15 days behind in the plan payments to this creditor, creditor shall give debtor 15 days' notice within which to cure the default, and if debtor fails to cure same within said 15 day period, then Mid State Trust IV is allowed to proceed with foreclosure without further permission of the Court and the automatic stay is lifted. Said notice shall be served on the debtors, debtor's attorney and the Chapter 13 Trustee.
3. In the event debtor fails to pay the real property taxes and insurance premiums as they become due, creditor shall give debtor 30 days' notice within which to cure the default and in the event debtor fails to cure same

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JAMES BRITT DOWNING  
DEBTOR

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CONSENT ORDER REGARDING HOME MORTGAGE TO MID STATE TRUST IV

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within said 30 day period, then the automatic stay is lifted and Mid State Trust IV is allowed to proceed with foreclosure without further permission of the Court. Said notice shall be served on the debtor, debtor's attorney and the Chapter 13 Trustee.

4. In the event debtor's plan is dismissed for any reason whatsoever prior to completion, such dismissal shall be with prejudice as to Mid State Trust IV and debtor is barred from refiling a Chapter 13 petition in this jurisdiction or any other jurisdiction for a period of 180 days from the date of such dismissal.
5. That Beverly Ray Owens, attorney for Mid State Trust IV, is allowed an attorney fee in this cause of \$350.00 to be included in this creditor's arrearage claim.
6. The Trustee is directed to adjust the debtor's plan payments as is necessary.

ALL OF WHICH IS SO ORDERED, ADJUDGED AND DECREED BY CONSENT  
THIS THE \_\_\_\_ DAY OF JUL 07, 2000.

  
BANKRUPTCY JUDGE

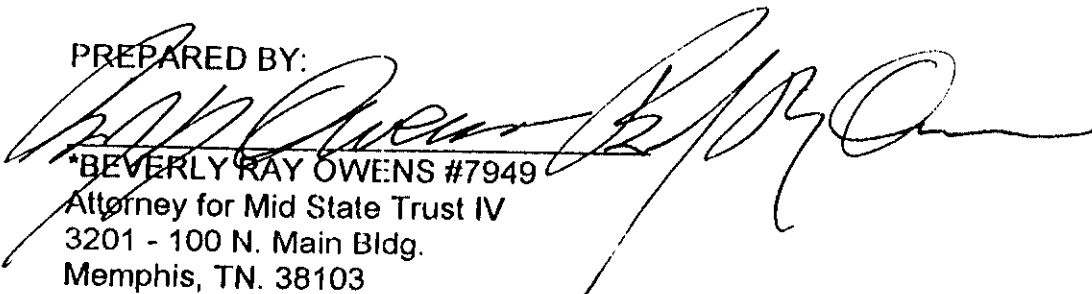
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JAMES BRITT DOWNING  
DEBTOR

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CHAPTER 13


CONSENT ORDER REGARDING HOME MORTGAGE TO MID STATE TRUST IV

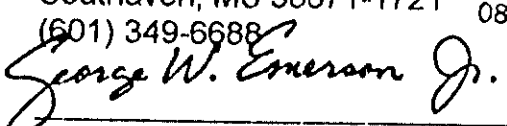
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PREPARED BY:

  
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APPROVED:

  
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CHAPTER 13 TRUSTEE

Label\_Matrix  
for 00-24610  
07/10/00 11:46 phyllis

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